

Defendant Fog Cap Retail Investors, LLC's request for entry of default filed on April 29, 2014 is hereby granted. The undersigned deputy clerk has searched the records of the United States District Court for the Western District of Oklahoma and has found that defendant Fog Cutter Capital Group, Inc, was served with Fog Cap's answer, affirmative defenses, counterclaims and crossclaims to plaintiff's second amended complaint [Doc. #117]. The legal time for pleading or otherwise defending has expired, and Fog Cutter has failed to plead or otherwise defend. The default of Fog Cutter Capital Group, Inc., with respect to crossclaims alleged by defendant Fog Cap, is entered.

**Carmelita Reeder Shinn, Clerk of Court  
United States District Court  
Western District of Oklahoma**

By: s/Lisa Minter  
Deputy Clerk

By: Lisa Minter  
Courtroom Deputy

3:47 pm, May 08, 2014